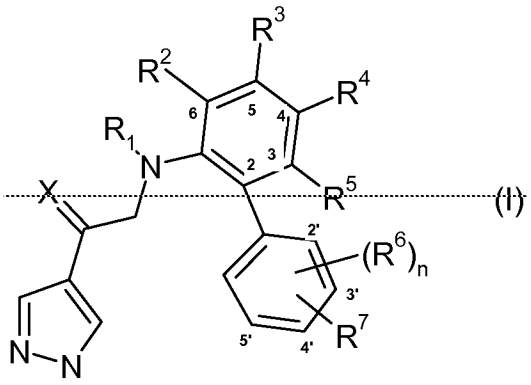
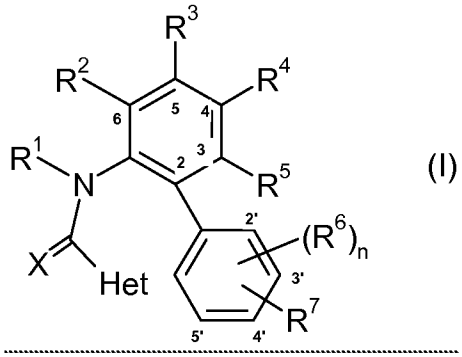
## AMENDMENTS TO THE CLAIMS

1. (Currently amended) A compound of formula (I):



(I)



(I)

wherein:

Het is 1,2-diazole attached to the main structure in the 4-position, the ring being substituted by one, two or three groups $R^y$;

$R^1$ is hydrogen, formyl, CO-$C_{1-4}$ alkyl, COO-$C_{1-4}$ alkyl, $C_{1-4}$ alkoxy($C_{1-4}$)alkylene, CO-$C_{1-4}$ alkylenoxy($C_{1-4}$)alkyl, propargyl or allenyl;

$R^2$, $R^3$, and $R^4$ are each, independently, hydrogen, halogen, methyl or $CF_3$;

$R^5$ is hydrogen or fluorine;

$R^6$ is, independently, halogen, methyl or $CF_3$;

$R^7$ is $(Z)_mC{\equiv}C(Y^1)$, or $(Z)_mC(Y^1){=}C(Y^2)(Y^3)$;

each $R^y$ is, independently, halogen, $C_{1-3}$ alkyl, $C_{1-3}$ haloalkyl, $C_{1-3}$ alkoxy($C_{1-3}$)alkylene or cyano;

X is O or S;

$Y^1$, $Y^2$ and $Y^3$ are each, independently, hydrogen, halogen, $C_{1-6}$ alkyl [optionally substituted by one or more substituents each independently selected from halogen, hydroxy, $C_{1-4}$ alkoxy, $C_{1-4}$

haloalkoxy, $C_{1-4}$ alkylthio, $C_{1-4}$ haloalkylthio, $C_{1-4}$ alkylamino, di($C_{1-4}$)alkylamino, $C_{1-4}$ alkoxycarbonyl, $C_{1-4}$ alkylcarbonyloxy and tri($C_{1-4}$)alkylsilyl], $C_{2-4}$ alkenyl [optionally substituted by one or more substituents each independently selected from halogen], $C_{2-4}$ alkynyl [optionally substituted by one or more substituents each independently selected from halogen], $C_{3-7}$ cycloalkyl [optionally substituted by one or more substituents each independently selected from halogen, $C_{1-4}$ alkyl and $C_{1-4}$ haloalkyl] or tri($C_{1-4}$)alkylsilyl;

Z is $C_{1-4}$ alkylene [optionally substituted by one or more substituents each independently selected from hydroxy, cyano, $C_{1-4}$ alkoxy, halogen, $C_{1-4}$ haloalkyl, $C_{1-4}$ haloalkoxy, $C_{1-4}$ alkylthio, COOH and COO-$C_{1-4}$ alkyl];

m is 0 or 1; and

n is 0, 1 or 2.

2. Cancelled.

3. (Previously presented) A compound of formula (I) as claimed in claim 1 where $R^1$ is hydrogen, propargyl, allenyl, formyl, COMe, COEt or $COCH_2OMe$.

4. (Previously presented) A compound of formula (I) as claimed in claim 1 where $Y^1$, $Y^2$ and $Y^3$ are, independently, hydrogen, halogen, $C_{1-6}$ alkyl, $C_{1-3}$ haloalkyl, $C_{1-4}$(haloalkoxy)$C_{1-4}$alkyl, $C_{1-4}$(haloalkylthio)$C_{1-4}$ alkyl, trimethylsilyl, $C_{2-4}$ alkenyl, $C_{2-4}$ haloalkenyl or $C_{3-6}$ cycloalkyl (optionally substituted by one or more substituents each independently selected from halogen and $C_{1-2}$ alkyl).

5. (Previously presented) A compound of formula (I) as claimed in claim 1, where m = 0.

6. (Previously presented) A compound of formula (I) as claimed in claim 1, where Z is $C_{1-2}$ alkylene [which may be optionally substituted by one or more substituents each independently selected from halogen, $C_{1-4}$ haloalkyl and $C_{1-4}$ haloalkoxy].

7. (Previously presented) A compound of formula (I) as claimed in claim 1, where $R^7$ is in the 4' position.

8. (Previously presented) A compound of formula (I) as claimed in claim 1, where n = 0.

9. and 10. Cancelled.

11. (Previously presented) A composition for controlling fungi and preventing attack and infestation of plants therewith, wherein the active ingredient is a compound of formula (I) as claimed in claim 1 together with a suitable carrier.

12. (Previously presented) A method of controlling or preventing infestation of cultivated plants by phytopathogenic fungi by application of a compound of formula (I) as claimed in claim 1 to plants, to parts thereof or the locus thereof.

13. (Previously presented) A compound according to claim 1 wherein R7 is $CH=CHSiMe_3$, $CH=CF_2$, $CH=CCl_2$, $CH=CBr_2$, $CF=CF_2$, $CCl=CH_2$, $CBr=CH_2$, $CF=CHF$, $CH=CHCF_3$, $CH=CClCF_3$, $C\equiv CH$, $C\equiv CSiMe_3$, $C\equiv CCl$, $C\equiv CBr$, $C\equiv CCF_3$, $C\equiv CMe$, $C\equiv CCMe_3$, $C\equiv CCHMe_2$, $C\equiv C(cyclo C_3H_5)$, $CH_2C\equiv CH$, $SiMe_3$ or $CH_2C\equiv CSiMe_3$.

14. (New) A compound selected from 3-difluoromethyl-1-methyl-1H-pyrazole-4-carboxylic acid [4'-(3,3-dimethyl-but-1-ynyl)-biphenyl-2-yl]-amide and 3-difluoromethyl-1-methyl-1H-pyrazole-4-carboxylic acid (4'-prop-1-ynyl-biphenyl-2-yl)-amide.